IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIANSHIP PETITION NO.51 OF 2006

Ms.Vaishakhi Vijay Kalas ..Minor

Suvarna Vasant Patange ..Petitioner

Mrs.R.P.Phadke for the petitioner.

Coram : R.S.Mohite,J

Date : 23.08.2006.

PC

1. This is a petition filed by the paternal aunt of the minor Vaishakhi Vijay Kalas who is a minor aged 16 years and studying in 10th standard. The father of the minor expired on 5.2.2004 and her mother had earlier expired on 14.4.1990. The petitioner states that after the death of both the parents of the minor, minor had been looked after by her aged grand mother and the said grand mother Sitabai died on 4.10.2005. That the minor requires elderly support. That the minor is receiving family pension from the employers of the deceased mother and father. In the life time of her father, father used to accept the pension as natural guardian. After the father's death, grand mother has made an application for pension but before the procedure could be completed, grand mother has expired. Therefore, from 5.2.2004 minor did not receive family pension of her mother

as there is no authorised person to accept the same. It is mentioned that the minor is depending on the family pension of the deceased father and mother and there is no other source of income. After the death of the father, minor is residing with the present petitioner who is taking care of the daily needs as also her education and other expenses. Petitioner has only one son who is well settled in life and who is staying in his own premises alongwith his family members. Petitioner’s husband has died. Taking into account all these facts, I am of the view that the petitioner being a close relative willing to take care of the welfare of the minor and in the interest of the minor, petition is allowed in terms of prayer clause-(a).

(R.S.Mohite,J)